



DT07 Rec'd PCT/PTO 30 DEC 2002

POT #4

PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Hans Martin GUNDNER et al.

Serial No. 10/019,491

BOX PCT

Filed December 31, 2001

Attn: Office of PCT
Legal Administration

APPARATUS AND METHOD FOR
SAFEGUARDING ELECTRONIC
EQUIPMENT FROM THEFT

RENEWED PETITION UNDER 37 CFR §1.47(a)

Commissioner for Patents

Washington, D.C. 20231

Sir:

This replies to the Decision of October 30, 2002.

In that Decision, status under 37 CFR 1.47(a) was dismissed without prejudice, because petitioner had allegedly provided insufficient factual proof that joint inventors Andreas LOFFLER and Martin VEIT have refused to execute the application papers.

Specifically, the Decision stated that petitioner had not provided copies of the signed registered mail return receipt of each of the three non-signing inventors evidencing that the correspondence was received by them. As of the time of the Decision, it was only evident that non-signing inventor Martin GUNDNER received the correspondence and refused to sign the necessary documents as evidenced by his e-mail of 18 February 2002. However, there was insufficient evidence to establish that

the other non-signing inventors, namely Andreas LOFFLER and Martin VEIT have refused to execute the application papers.

Accordingly, there is submitted herewith a supplemental declaration from Mr. Henrik JOHANSSON, the foreign patent agent who entrusted the undersigned registered patent attorney to enter the national stage in the United States for the above-captioned application. Mr. Henrik JOHANSSON has first-hand knowledge of the facts surrounding the refusal to execute the application papers by the non-signing inventors.

In his supplemental declaration, Mr. JOHANSSON declares that of the three non-signing inventors, both Mr. Hans Martin GUNDNER and Mr. Martin VEIT received their respective letter of January 15, 2002, which included a complete copy of the application papers as filed including the specification of International Publication WO 01/03100, the claims, a Combined Declaration and Power of Attorney, as well as an assignment. Mr. JOHANSSON's declaration is accompanied by signed mail return receipts which bear the stamps from the post offices of the German towns Marbach am Neckar and Plietzhausen respectively.


As to the third non-signing inventor Mr. Andreas LOFFLER, Mr. JOHANSSON declares that Mr. LOFFLER was not found by the post office in Esslingen, Germany at his last known address, which is the reason why Mr. JOHANSSON received a non-signed letter in return, without any indication of Mr. LOFFLER's current address. Mr. JOHANSSON further declares that he is neither aware

of Mr. LOFFLER's current address in order to reach him, and obviously is not in possession of a third registered mail receipt signed by Mr. LOFFLER.

In view of the above remarks, and Mr. JOHANSSON's supplemental declaration, as well as the materials previously submitted on April 22, 2002, it is believed that this application may now be accorded status under 37 CFR §1.47(a), and that the petition may now be granted. Such grant is respectfully solicited.

Respectfully submitted,

YOUNG & THOMPSON

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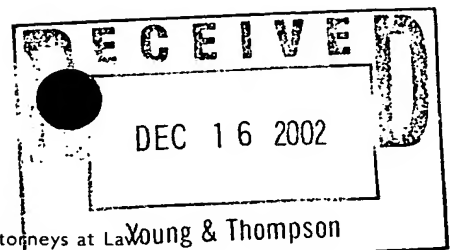
December 30, 2002



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TELEFAX
(4 pages)

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U S A

Our ref.
56087-66481-HJ/AJ

Your ref.
1501-1121

Stockholm
6 December 2002

Patent Application in USA No. 10/019491
GÜNDNER et al

Dear Mr Castel,

This is a supplementary verified statement in the case that we have discussed several times concerning the non-signing inventors in the above-identified case.

By the time that we provided to the five co-inventors with the letters at their last known addresses, two of them, Mattias Fahlén and Andreas Gunnarsson, duly signed the required Assignment and Declaration documents. You already have evidence of this. The three other inventors, i.e. Hans Martin Gündner, Andreas Löffler and Martin Veit, have not signed the documents. However, Hans Martin Gündner and Martin Veit did receive the letters. This is hereby verified by the signed mail return receipts, which have stamps from the Post Offices of the German towns Marbach am Neckar and Plietzhausen respectively. Copies of the signed and stamped return receipt are enclosed.

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The last of the five co-inventors however, Andreas Löffler, was not found by the Post Office in Esslingen, Germany, at his last known address, why we received a non-signed letter in return without any indication of his current address. Hence, we are neither aware of his current address in order to reach him, nor can provide you with a third registered mail receipt signed by the inventor.

With consideration to the above information, please prosecute this case further, and inform us as soon as there is anything to report. I hope that you now have the information you need. If you need anything else or have questions of any kind please do not hesitate to contact us.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that wilful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code and that such wilful false statements may jeopardize the validity of the application or any patent issued thereon.

Yours faithfully,

ALBIHNS STOCKHOLM AB


Henrik Johansson

Encl: copies of Post Office receipts

Rekommenderad försändelse Envoi recommandé		Vanligt paket Colis ordinaire	
<input checked="" type="checkbox"/> Brev Lettre	<input checked="" type="checkbox"/> Trycksak Imprime	<input type="checkbox"/> Assurerad försändelse Envoi avec valeur déclarée	
<input type="checkbox"/> Brev Lettre	<input type="checkbox"/> Paket Colis	<input type="checkbox"/> Assuransbelopp Valeur déclarée	
<input type="checkbox"/> Postanvisning Mandat de poste	<input type="checkbox"/> Giroutbetalning Cheque d'assignation VP 13	Belopp Montant	
Adressatens namn eller firma Nom ou raison sociale du destinataire Martin Vel			
Utdelningsadress Rue et n° Rosenstrasse 17		Ortsadress och adressland Localité et pays D-72124 PLEIZHAUSEN, Tyskland	
<p>Detta bevis undertecknas i första hand av adressaten och, om detta inte är möjligt, av annan enligt adresslandets bestämmelser därtill bemyndigad person eller, om adresslandets bestämmelser medger, av posttjänsteman vid adresspostkontoret och återsänds omgående direkt till avsändaren.</p> <p>Cet avis doit être signé en priorité par le destinataire et si cela n'est pas possible par une autre personne y autorisée en vertu des règlements du pays de destination, ou, si ces règlements le prévoient, par l'agent du bureau de destination et renvoyé par le premier courrier directement à l'expéditeur.</p>			
<p>Övannämnda försändelser har i vederbörlig ordning i envoi mentionné ci-dessus à l'effet d'être</p> <p><input type="checkbox"/> lämnats ut remis <input type="checkbox"/> betalats ut payé <input type="checkbox"/> bokförts på postgirokonto inscrit en CCPA</p>			
Datum och adressatens underskrift Date et signature du destinataire 18 01 2002 <i>Mark-CA</i>		Posttjänstemannens underskrift Signature de l'agent	

POSTE DE SUEDE		MOTTAGNINGSBEVIS		C 51
Fylls i av inlämningspostkontoret A remplir par le bureau d'origine		Avis de réception		Service des postes
Inlämningspostkontor Bureau de dépôt ALBINS		<input checked="" type="checkbox"/> för försändelse d'envoi		Stämpas vid det postkontor som återsänder mottagningsbeviset
Inlä nr N°	Inlämningsdag Date de dépôt 02 01 24	<input type="checkbox"/> för betalningshandling de paiement		Timbre du bureau renvoyant l'avis
Besv.		Återsänds till (fills i av avsändaren) Renvoyer à (à remplir par l'expéditeur)		
Återsänds med snabbaste befordran (flyg eller yttres) utan omslag och portofritt A renvoyer par la voie la plus rapide (aérienne ou de surface) à découvert et en franchise de port		Namn eller firma Nom ou raison sociale ALBIHNS STOCKHOLM AB		AJ
		Utdelningsadress Rue et n° P.O. Box 5581		
		Ortsadress Localité S-114 85 STOCKHOLM		
		Adressland Pays Sweden		

Rekommenderad försändelse Envoi recommandé		Vanligt paket Colis ordinaire	
<input checked="" type="checkbox"/> Brev Lettre	<input type="checkbox"/> Trycksak Imprime		
Assurerad försändelse Envoi avec valeur déclarée		Assuransbelopp Valeur déclarée	
<input type="checkbox"/> Brev Lettre	<input type="checkbox"/> Paket Colis		
Postanvisning Mandat de poste	Giroutbetalning Cheque d'assignation VP. 13	Belopp Montant	
Adressatens namn eller firma Nom ou raison sociale du destinataire Hans Martin Gündner			
Utdelningsadress Rue et n° Wartbergweg 1		Ortsadress och adressland Localité et pays D-71672 MARBACH Tyskland	
<p>Detta bevis undertecknas i första hand av adressaten och, om detta inte är möjligt, av annan enligt adresslandets bestämmelser därtill bemyndigad person eller, om adresslandets bestämmelser medger, av posttjänsteman vid adresspostkontoret och återsänds omgående direkt till avsändaren.</p> <p>Cet avis doit être signé en priorité par le destinataire et, si cela n'est pas possible, par une autre personne y autorisée en vertu des règlements du pays de destination, ou, si ces règlements le prévoient, par l'agent du bureau de destination et renvoyé par le premier courrier directement à l'expéditeur.</p>			
Ovannämnda försändelser har i vederbörlig ordning i envoi mentionné ci-dessus été dûment			
<input checked="" type="checkbox"/> lämnats ut remis		<input type="checkbox"/> betalats ut payé	
Datum och adressatens underskrift Date et signature du destinataire		Posttjänstemannens underskrift Signature de l'agent	

POSTE DE SUEDE		MOTTAGNINGSBEVIS Avis de réception	
Fylls i av Inlämningspostkontoret A remplir par le bureau d'origine		Service des postes	
Inlämningspostkontor Bureau de dépôt		Stämplas vid postkontor som återsänder renvoyer à l'avis mottagningsbeviset	
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02	22	<input checked="" type="checkbox"/> för försändelse d'envoi <input type="checkbox"/> för betalningshandling de paiement	
Återsänds med snabbaste befördran (flyg- eller vitedes) utan omslag och portoritt.		Återsänds till (fills i av avsändaren) Renvoyer à (à remplir par l'expéditeur)	
A renvoyer par la voie la plus rapide (aérienne ou de surface) à découvert et en franchise de port.		Namn eller firma Nom ou raison sociale ALBIHNS STOCKHOLM AB	
		Utdelningsadress Rue et n° P.O. Box 5581	
		Ortsadress Localité S-114 85 STOCKHOLM	
		Adressland Pays Sweden	